



ALTERNATIVE TO PTO/SB/08a/b (06-03)

Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/798,776
				Filing Date	March 10, 2004
				First Named Inventor	Thomas J. FOGARTY
				Art Unit	3736
				Examiner Name	S. Gilbert
				Attorney Docket Number	399242000401
Sheet	1	of	2		

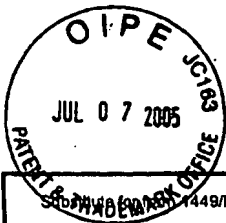
U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
/JL/	1.	US-2002/0147444-A1	10-10-2002	Shah et al.	
	2.	US-2003/0109862-A1	06-12-2003	Prakash et al.	
	3.	US-2003/0195499-A1	10-16-2003	Prakash et al.	
	4.	US-2004/0267156-A1	12-30-2004	Turovskiy et al.	
	5.	US-2005/0062666-A1	03-24-2005	Prakash et al.	
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	7.	US-4,621,642	11-11-1986	Chen	
	8.	US-4,700,716	10-20-1987	Kasevich et al.	
	9.	US-5,405,346-A	04-11-1995	Grundy et al.	
	10.	US-5,556,377-A	09-17-1996	Rosen et al.	
	11.	US-5,599,294-A	02-04-1997	Edwards et al.	
	12.	US-5,720,718-A	02-24-1998	Rosen et al.	
	13.	US-5,871,523-A	02-16-1999	Fleischman et al.	
	14.	US-5,904,691-A	05-18-1999	Barnett et al.	
	15.	US-6,056,744-A	05-02-2000	Edwards	
	16.	US-6,176,856-B1	01-23-2001	Jandak et al.	
	17.	US-6,330,479-B1	12-11-2001	Stauffer	
	18.	US-6,405,733-B1	06-18-2002	Fogarty et al.	
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	20.	US-6,530,922-B2	03-11-2003	Cosman et al.	
	21.	US-6,564,806-B1	05-20-2003	Fogarty et al.	
	22.	US-6,685,700-B2	02-03-2004	Behl et al.	
	23.	US-6,699,241-B2	03-02-2004	Rappaport et al.	
	24.	US-6,722,371-B1	04-20-2004	Fogarty et al.	
	25.	US-6,752,154-B2	06-22-2004	Fogarty et al.	
	26.	US-6,752,767-B2	06-22-2004	Turovskiy et al.	
/JL/	27.	US-6,878,147-B2	04-12-2005	Prakash et al.	

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Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)			
/JL/	28.	WO-01/60235-A3	08-23-2001	Fogarty	
/JL/	29.	WO-03/039385-A2, A3	05-15-2003	Vivant Medical, Inc.	
/JL/	30.	WO-03/088806-A2, A3	10-30-2003	Vivant Medical, Inc.	
/JL/	31.	WO-03/088858-A1	10-30-2003	Vivant Medical, Inc.	

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Examiner Signature	/John Lacyk/	Date Considered	06/10/2007
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pa-990076



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				Examiner Name	S. Gilbert
Sheet	2	of	2	Attorney Docket Number	399242000401

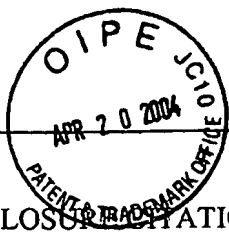
NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author ( in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		T <sup>2</sup>
/JL/	32.	Chou, C.K. (1995). "Radiofrequency Hyperthermia in Cancer Therapy," Chapter 94 <i>In Biologic Effects of Nonionizing Electromagnetic Fields</i> . CRC Press, Inc. pp.1424-1428.		
/JL/	33.	Urologix, Inc.-Medical Professionals: Targis™ Technology (Date Unknown). "Overcoming the Challenge" located at: < <a href="http://www.urologix.com/medical/technology.html">http://www.urologix.com/medical/technology.html</a> > last visited on April 27, 2001. Three pages.		

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pa-990076



<b>Form PTO-1449</b>  <b>INFORMATION DISCLOSURE CITATION</b> <b>IN AN APPLICATION</b> <i>(Use several sheets if necessary)</i>	Docket Number 399242000401	Application Number 10/798,776
	Applicant Thomas J. FOGARTY et al.	
	Filing Date March 10, 2004	Group Art Unit Not Yet Assigned
	Mailing Date April 15, 2004	

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/JL/	1.	11/26/1935	2,022,065	Wappler			
	2.	07/14/1936	2,047,535	Wappler			
	3.	07/11/1967	3,330,278	Santomieri			
	4.	11/07/1967	3,351,463	Rozner et al.			
	5.	06/23/1970	3,516,412	Ackerman			
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	16.	10/14/1986	4,616,656	Nicholson et al.			
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	18.	05/19/1987	4,665,906	Jervis			
	19.	07/28/1987	4,682,606	DeCaprio			
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	21.	09/26/1989	4,869,259	Elkins			
	22.	05/15/1990	4,925,445	Sakamoto et al.			
	23.	10/30/1990	4,966,583	Debbas			
	24.	04/30/1991	5,011,473	Gatturna			
/JL/	25.	05/28/1991	5,018,530	Rank et al.			

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/JL/	26.	10/22/1991	5,059,197	Urie et al.				
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	33.	04/27/1993	5,205,829	Lituchy				
	34.	6/8/93	5,217,027	Hermens				
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	37.	04/05/1994	5,300,068	Rosar et al.				
	38.	04/12/1994	5,301,682	Debbas				
	39.	09/27/94	5,350,419	Bendel et al.				
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/JL/	54.	11/11/1997	5,685,853	Bonnet				
<b>EXAMINER:</b> /John Lacyk/					<b>DATE CONSIDERED:</b> 06/10/2007			
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sf-1682228 PTO/SB/ 08 (2-92)					Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE			

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	Applicant Thomas J. FOGARTY et al.	
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/JL/	55.	01/20/1998	5,709,697	Ratcliff et al.					
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	74.	12/28/1999	6,007,495	Matula					
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	82.	06/27/2000	6,080,113	Heneveld et al.					
/JL/	83.	06/27/2000	6,080,114	Russin					

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Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO	
/JL/	84.	03/18/1998	EP 0 829 232	Europe				
	85.	09/22/1988	WO 88/06864	PCT				
	86.	09/12/1996	WO 96/27328	PCT			Abstract	
	87.	02/04/1999	WO 99/04704	PCT				
	88.	05/27/1999	WO 99/25248	PCT				
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	96.	03/16/2000	WO 00/13602	PCT				
	97.	03/30/2000	WO 00/16697	PCT				
	98.	05/04/2000	WO 00/24320	PCT				
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	105.	5/9/90	0 385 604	EPO				
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*(including author, title, Date, Pertinent Pages, Etc.)*

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<b>Examiner Initials</b>	<b>Ref. No.</b>	<b>Title</b>	
	107.	<del>Anonymous. <u>Ariadne's Thread™ Repositionable Breast Localisation Needle</u>, (Product Information), one page (date not known).</del>	
/JL/	108.	Anonymous. (1999). <u>Auto Suture MIBB Site Marker: Single Use Clip Applier</u> , <i>United States Surgical</i> (Product instructions), 2 pages.	
/JL/	109.	Anonymous. (1988). <u>Biopsy Needles and Trays</u> , <i>Cook Diagnostic and Interventional Products</i> , page 3 (Products price list).	
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/JL/	111.	Anonymous. (1987). <u>Homer Mammalok® Breast Lesion Needle/Wire Localizer</u> , <i>Namic® Angiographic Systems Division</i> , Glens Falls, New York, (Hospital products price list), 4 pages.	
	112.	<del>Anonymous. <u>Blunt Tubes with Finished Ends. Pointed Cannula</u>, <i>Popper &amp; Sons Biomedical-Instrument Division</i>, (Products Price List), one page (date not known).</del>	
	113.	<del>Anonymous. <u>Ground Cannulae</u>, <i>ISPC</i>, New Milford, CT, (Advertisement) one page (date not known).</del>	
/JL/	114.	Gennari, R. et al. (June 2000). "Use of Technetium-99m-Labeled Colloid Albumin for Preoperative and Intraoperative Localization of Nonpalpable Breast Lesions," <i>J. Am. Coll. Surg.</i> 190(6):692-699.	
/JL/	115.	Kopans, D.B. et al. (November 1985). "Spring Hookwire Breast Lesion Localizer: Use with Rigid-Compression. Mammographic Systems," <i>Radiology</i> 157(2):537-538.	
/JL/	116.	Mullan, B.F. et al. (May 1999). "Lung Nodules: Improved Wire for CT-Guided Localization," <i>Radiology</i> 211:561-565.	
/JL/	117.	Urrutia et al. (1988). "Retractable-Barb Needle for Breast Lesion Localization: Use in 60 Cases," <i>Radiology</i> 169(3):845-847.	
/JL/	118.	MDTECH product literature, "FlexStrand", product description, 12/1999, 1 pg.	
/JL/	119.	MDTECH product literature, "D Wire", product description, 3/2000, 2 pgs.	
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